

# CITY OF WEST DES MOINES

## COUNCIL AGENDA

**date:** February 9, 2015

**time:** 5:30 P.M.

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MAYOR ..... STEVEN K. GAER  
COUNCILMEMBER AT LARGE ..... RICK MESSERSCHMIDT  
COUNCILMEMBER AT LARGE ..... JIM SANDAGER  
COUNCILMEMBER 1<sup>ST</sup> WARD ..... KEVIN L. TREVILLYAN  
COUNCILMEMBER 2<sup>ND</sup> WARD ..... JOHN MICKELSON  
COUNCILMEMBER 3<sup>RD</sup> WARD ..... RUSS TRIMBLE

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CITY MANAGER.....TOM HADDEN  
CITY ATTORNEY.....RICHARD SCIESZINSKI  
CITY CLERK.....RYAN JACOBSON

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1. **Call to Order/Pledge of Allegiance/Roll Call/Approval of Agenda**
2. **Citizen Forum** (Pursuant to City Council Procedural Rules citizen remarks are limited to five minutes under this agenda category - if additional time is desired the Mayor/Council may allow continuation as part of the Other Matters portion of the agenda)
3. **Mayor/Council/Manager Report/Other Entities Update**
  - a. Reserve Officer of the Year
  - b. Swearing in of Police Sergeants Daniel Jansen, Andrew Countryman, and Jacob Rolph
4. **Consent Agenda**
  - a. Motion - Approval of Minutes of January 26, 2015 Meeting
  - b. Motion - Approval of Bill Lists
  - c. Motion - Approval of Liquor Licenses:
    1. Guttenburger's WDM 1, Inc. d/b/a Guttenburger's, 9250 University Avenue, Suite 116 and 117 - Class BW Permit with Sunday Sales - New
    2. Great Plain's Lodging VI, LLC, d/b/a Hilton Garden Inn West Des Moines, 205 South 64<sup>th</sup> Street - Class LB Liquor License with Sunday Sales, Outdoor Service, and Catering Privileges - Renewal
    3. Hy-Vee, Inc., d/b/a Hy-Vee Food & Drugstore #3, 1725 Jordan Creek Parkway - Class LE Liquor License with Carryout Wine, Carryout Beer, and Sunday Sales - Renewal
    4. Hy-Vee, Inc. d/b/a Hy-Vee Meeting Room, 1725 Jordan Creek Parkway - Transfer Location Temporarily to 1236 Jordan Creek Parkway (SpringHill Suites) - February 18, 2015
    5. Hy-Vee, Inc. d/b/a Hy-Vee Meeting Room, 1725 Jordan Creek Parkway - Transfer Location Temporarily to 1236 Jordan Creek Parkway (SpringHill Suites) - February 25-26, 2015

- 6. Anything Improv, LLC, d/b/a The Last Laugh Comedy Theater, 1701 25<sup>th</sup> Street - Class LC Liquor License with Sunday Sales and Catering Privileges - Renewal
- 7. Rogers Entertainment, Ltd., d/b/a Legends American Grill, 640 South 50<sup>th</sup> Street, Suite 2110 - Class LC Liquor License with Sunday Sales and Outdoor Service - Renewal
- d. Motion - Approval of Appointments:
  - 1. Board of Adjustment
  - 2. Civil Service Commission
- e. Motion - Approval of Amendment to Emerald Ash Borer Management Plan
- f. Motion - Approval to Purchase - Fire Department Class "A" Fire Engine
- g. Motion - Approval of Amendment No. 2 to Professional Services Agreement - 318 5<sup>th</sup> Street Building Renovation
- h. Resolution - Approval of Grant Application - Water Quality Initiative Targeted Demonstration Watershed Projects
- i. Resolution - Order Construction - Fox Creek Trunk Sewer - Phase I
- j. Resolution - Accept Work - 2014 Sump Pump Sewer Program
- k. Resolution - Establish Public Hearing - Issuance of \$3,680,000 General Obligation Urban Renewal Refunding Bonds
- l. Resolution - Approval of Professional Services Agreements - Law Enforcement Center Roof Investigation
  - 1. Design Alliance, Inc.
  - 2. System Works, LLC

## 5. Old Business

- a. Amendment to City Code - Title 7 (Public Ways and Property), Chapter 1 (Streets, Sidewalks, and Alleys), Section 8D (Official Street Name Map) - Approval to Include a Locational Prefix in the Name of Roadways Located South of the Raccoon River - City Initiated
  - 1. Ordinance - Approval of Third Reading and Final Adoption
- b. Amendment to City Code - Title 9 (Zoning), Chapter 2 (Rules and Definitions) and Chapter 6 (Commercial, Office and Industrial Zoning District) - Add a Definition for Antiques, Collectibles, and Flea Markets, Make Antiques a Permitted Use in the Neighborhood Commercial Zoning District, and Make Flea Markets a Permitted Use in the Regional Commercial District, the Community Commercial District, the Valley Junction Historic Business District, and the Warehouse Retail District with No Outdoor Displays - City Initiated
  - 1. Ordinance - Approval of Third Reading and Final Adoption
- c. Amendment to City Code - Title 9 (Zoning), Chapter 6 (Commercial, Office and Industrial Zoning District) and Chapter 10 (Performance Standards) - Amend SIC 7212 to Allow Cleaners with Limited Equipment in All Commercial, Office, and Industrial Zoning Districts and Add Language Identifying Specific Regulations and Requirements for Dry Cleaners with Equipment Operating Under SIC 7212- City Initiated
  - 1. Ordinance - Approval of Second, Third Readings and Final Adoption

**6. Public Hearings (5:35 p.m.)**

- a. Tallyn's Reach (a/k/a Woodland Hills and Michael's Landing), southwest corner of Mills Civic Parkway and South 91<sup>st</sup> Street - Amend the Comprehensive Plan Land Use Designation and Zoning Allowed for the Western 9.54 acres of Tallyn's Reach PUD Parcels A and B from Office to Residential High Density for the Development of Senior Apartments - Calamar and Blue Forest Land Group (Continued from December 29, 2014 and January 12, 2015)
  1. Motion - Continue Public Hearing Indefinitely
- b. Majestic Oaks, generally located at the northwest corner of Stagecoach Drive and South 95<sup>th</sup> Street - Amend the Comprehensive Plan Land Use Map to Change the Land Use Designation of approximately 8 acres from Medium Density Residential to Single Family Residential and Rezone the Property from Unzoned to Single Family Residential Consistent with the Comprehensive Plan - City Initiated
  1. Resolution - Approval of Comprehensive Plan Amendment
  2. Ordinance - Approval of First Reading
- c. Issuance of \$9,100,000 Essential Corporate Purpose General Obligation Bonds - City Initiated
  1. Resolution - Instituting Proceedings to Take Additional Action
- d. Issuance of \$700,000 General Corporate Purpose General Obligation Bonds (GCP-1) - City Initiated
  1. Resolution - Instituting Proceedings to Take Additional Action
- e. Issuance of \$700,000 General Corporate Purpose General Obligation Bonds (GCP-2) - City Initiated
  1. Resolution - Instituting Proceedings to Take Additional Action
- f. Issuance of \$700,000 General Corporate Purpose General Obligation Bonds (GCP-3) - City Initiated
  1. Resolution - Instituting Proceedings to Take Additional Action
- g. Issuance of \$700,000 General Corporate Purpose General Obligation Bonds (GCP-4) - City Initiated
  1. Resolution - Instituting Proceedings to Take Additional Action
- h. Issuance of \$700,000 General Corporate Purpose General Obligation Bonds (GCP-5) - City Initiated
  1. Resolution - Instituting Proceedings to Take Additional Action
- i. Issuance of \$200,000 General Corporate Purpose General Obligation Bonds (GCP-6) - City Initiated
  1. Resolution - Instituting Proceedings to Take Additional Action
- j. Alluvion Red Fiber Route - City Initiated
  1. Resolution - Approval of Plans and Specifications
  2. Motion - Receive and File Report of Bids
  3. Resolution - Award Contract

**7. New Business**

- a. Chick-fil-A, 4502 University Avenue - Construction of a 4,684 sq. ft. Drive-thru Restaurant and Parking Lot - Chick-fil-A
  - 1. Resolution - Approval of Site Plan
- b. Issuance of \$12,150,000 (Essential Corporate Purpose and General Corporate Purpose) General Obligation Bonds - City Initiated
  - 1. Resolution - Authorizing the Issuance and Levying a Tax
- c. Amendment to City Code - Title 7 (Public Ways and Property), Chapter 10 (Trees and Shrubs) - Amend Ordinance to Include Changes Needed Due to Emerald Ash Borer Management - City Initiated
  - 1. Ordinance - Approval of First Reading

**8. Receive, File and/or Refer**

- a. Amendment to City Code - Title 9 (Zoning), Various Chapters - Define and Establish Regulations for Brewery Tap Rooms - City Initiated (Refer to Plan and Zoning Commission)

**9. Other Matters**

The City of West Des Moines is pleased to provide accommodations to disabled individuals or groups and encourages their participation in city government. Should special accommodations be required please contact the Clerk's office at least 48 hours in advance, at 222-3600 to have accommodations provided.